

**FISHER ISLAND MUNICIPAL ADVISORY COMMITTEE
MAC BUDGET SUBCOMMITTEE MEETING**

MINUTES FOR
MONDAY, MAY 2, 2005

TENNIS CENTER

1. Call to Order

MAC Budget Subcommittee meeting called to order by Ira Ostrow, Chairman; May 2, 2005 at Tennis Center on Fisher Island; meeting was called to order at 9:40 AM. The purpose of this meeting is to rework the letter being submitted to the Miami-Dade Police Department regarding the proposals presented to the MAC and to work on the third draft of the pro forma budget.

2. Role Call

Present were the following:

Ira Ostrow
Jorge Garcia
Javier Acosta

Catherine Colennese
Alfredo Gonzalez

3. Miami-Dade Police Department Letter

Mr. Garcia and Mr. Ostrow discuss the letter to MDPD and redraft the letter. The draft is reviewed and approved for finalization and submission to the MDPD.

4. Pro Forma Budget - Draft 3

The sub-committee reviewed the budget figures and categories, compared feasibility study figures and Impact to UMSA figures. The sub-committee discusses how to best categorize the income and expenses figures. After analyzing the categories and figures the sub-committee completes the third draft of the Pro Forma Budget.

5. Other issues

Mr. Ostrow takes the opportunity to inform the members present that he has requested Attorney Gene Stearns of Stearns Weaver to draft an opinion letter concerning privacy. When Mr. Ostrow follows up on it Mr. Stearns secretary informs

him that she is unable to direct Mr. Stearns' attention to this matter now because he is currently engaged in a huge case. However, once he has crossed this barrier he will direct his attention to this matter.

Mr. Ostrow takes a moment to clarify where the guiding rules that require a new city to pay mitigation and how much are found in the Home Rule Charter. Chapter 20 of the Home Rule Charter refers to municipalities in pages 25-27 only.

Section 5.01 - Continuance of Municipality - Mr. Ostrow reads this section aloud and explains that this means that once they become a municipality they do have the right of self-determination.

Mr. Ostrow points out that it has been agreed as a MAC that on Fisher Island they have to honor the sovereignty of the Club, FICA, the School, the individual associations, and the sovereignty of the developer.

Section 5.02 - After reading this section aloud Mr. Ostrow explains that this section insures a municipality's ability to maintain a higher standard of services than those provided by the County. Mr. Ostrow feels a higher standard would be to have less police patrol based upon the fact that the island has private security. He believes less is better for the community. This section of the Home Rule Charter guarantees that.

Mr. Garcia suggests that Section 5.02 be referred to on the Conceptual Agreement and the Charter as well.

Section 5.05 - This section sets out the steps to be taken for creation of the municipality. The MAC agrees with everything set forth in this section.

Section 5.06 - *"Every municipality in this county shall have the power to enter into contact with other government units within or outside the boundaries of the municipality or the county for the joint performance by one unit on behalf of the other of any municipal function."*

Mr. Ostrow explains that he cannot understand why a relationship with the police department cannot be entered into based solely on Section 5.02, which says we should look to have the highest standard of service and regulation.

Mr. Ostrow feels the issue of mitigation needs to be looked into, because Fisher Island is a donor community.

With no other matters to discuss, meeting was adjourned.